



Journal of the House

State of Indiana

112th General Assembly

First Regular Session

Thirty-seventh Meeting Day

Wednesday Afternoon

March 21, 2001

The House convened at 1:00 p.m. with the Speaker Pro Tempore, Representative Dobis in the Chair.

The invocation was offered by Reverend Linda Philabaun, Lewisville Presbyterian Church, Lewisville, the guest of Representative Thomas E. Saunders.

The Pledge of Allegiance to the Flag was led by Representative Saunders.

The Speaker ordered the roll of the House to be called:

T. Adams	Hoffman
Aguilera	Kersey
Alderman	Klinker
Atterholt	Kromkowski
Avery	Kruse
Ayres	Kruzan
Bardon	Kuzman
Bauer	Lawson
Becker	Leuck
Behning	Liggett
Bischoff	J. Lutz
Bodiker	Lytle
Bosma	Mahern
Bottorff	Mangus
C. Brown	Mannweiler
T. Brown	McClain
Buck	Mellinger
Budak	Mock
Buell	Moses
Burton	Munson
Cheney	Murphy
Cherry	Oxley
Cochran	Pelath
Cook •	Pond
Crawford	Porter
Crooks	Richardson
Crosby	Ripley
Day	Robertson
Denbo	Ruppel
Dickinson	Saunders
Dillon	Scholer •
Dobis	M. Smith
Dumezich	V. Smith
Duncan	Steele
Dvorak	Stevenson
Espich •	Stilwell
Foley	Sturtz
Frenz	Summers
Friend	Thompson
Frizzell	Tincher
Fry •	Torr
GiaQuinta	Turner
Goeglein	Ulmer
Goodin	Weinzapfel
Grubb	Welch
Harris	Whetstone
Hasler	Wolkins
Herndon	D. Young
Herrell	Yount
Hinkle	Mr. Speaker •

Roll Call 414: 95 present; 5 excused. The Chair announced

a quorum in attendance. [NOTE: • indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Monday, March 26, 2001, at 1:00 p.m.

HERRELL

Motion prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed, without amendments, Engrossed House Bills 1235, 1247, 1386, 1560, 1611, 2041, 2108, and 2117 and the same are herewith returned to the House.

MARY C. MENDEL
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed House Bills 1100, 1288, 1475, and 1808 with amendments and the same are herewith returned to the House for concurrence.

MARY C. MENDEL
Secretary of the Senate

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 7, 19, 37, 49, 50, 51, 52, 53, and 54 and the same are herewith returned to the House.

MARY C. MENDEL
Secretary of the Senate

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 58

Representative Ruppel introduced House Concurrent Resolution 58:

A CONCURRENT RESOLUTION congratulating the members of the Triton High School, Bourbon, Indiana, girls basketball team on winning the Class A Indiana High School Athletic Association girls state basketball championship.

Whereas, On Saturday, March 3, 2001, at Conseco Fieldhouse in Indianapolis, the Triton High School girls basketball team became the Indiana High School Athletic Association Class A girls basketball state champion for the second consecutive year with a 55-38 victory over White River Valley;

Whereas, The Triton Trojans jumped out to a 16-point lead over second-rated White River Valley and never relinquished that lead;

Whereas, The Trojans, ranked No. 1 throughout the season, outscored their opponent in the first and fourth quarters with senior Elizabeth Salyer leading the way with 13 points;

Whereas, In addition to her 13 points, Elizabeth Salyer pulled down 15 rebounds, maintaining the double-double average that she has had since her sophomore year;

Whereas, Ashli Senff and Amber Feldman each contributed 10 points toward the victory;

Whereas, Trojans Betsy Salyer, Ashli Senff, and Amber Feldman were named to the All-Conference team;

Whereas, With the victory, the Triton Trojans become the first repeat Class A state champion since the institution of class basketball in 1997-1998;

Whereas, Coach Mark Heeter believes that the experience his players gained from last year's victory helped the girls tremendously;

Whereas, The Trojans finished the season with a 23-3 record; and

Whereas, Outstanding accomplishments such as this deserve special recognition: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly wishes to congratulate the members of the Triton High School girls basketball team on becoming the first repeat Class A girls basketball state champion and to wish them continued success in the future.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to team members Rachel Speicher, Amber Feldman, Elizabeth Salyer, Ashli Senff, Brandi Ganshorn, Tommi Kreiter, Shelly Miller, Janell Salisbury, Jennifer Bates, Crystal Feldman, Gina Westafer, and Tracey Bell; managers Jennie Adams, Cherish Gabhart, Amy Sponseller, and Amber Ellinger; head coach Mark Heeter; assistant coach Gayle Perry; athletic director Mike Byron; principal Ted Chittum; and superintendent Rex Roth.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator K. Adams.

House Concurrent Resolution 59

Representative Ruppel introduced House Concurrent Resolution 59:

A CONCURRENT RESOLUTION congratulating the members of the Triton High School, Bourbon, Indiana, girls basketball team on winning the 2000 Class A Indiana High School Athletic Association girls state basketball championship.

Whereas, The Triton High School girls basketball team won the 2000 Indiana High School Athletic Association Class A girls basketball state championship;

Whereas, Senior Melissa Nifong was named the Patricia L. Roy Mental Attitude Award winner, the All-Area All Star/MVP, and the Plymouth Pilot Player of the Year;

Whereas, Two Trojans, Melissa Nifong and Betsy Salyer, were named to the All-Conference team;

Whereas, The Trojans finished the season with a 20-7 record; and

Whereas, Outstanding accomplishments such as this deserve special recognition: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly wishes to congratulate the members of the Triton High School girls basketball team on winning the 2000 Class A girls basketball state championship and to wish them continued success in the future.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to team members Melissa Nifong, Betsy Salyer, Brandi Ganshorn, Rachel Speicher, Janell Salisbury, Shelly Miller, Tommi Jo Kreiter, Jennifer Bates, Crystal Feldman, Amber Feldman, Tracey Bell, Cassi McIntyre, Alison McClarnon, Beth Workman, and Ashli Senff; managers Kristi Sechrist, Jennie Adams, Amber Ellinger, Cherish Gabhart, and Sarah Schafer; head coach Mark Heeter; assistant coach Gayle Perry; athletic director Mike Byron; principal Ted Chittum; and superintendent Rex Roth.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsor: Senator K. Adams.

House Resolution 49

Representatives Herndon, Friend, Dillon, Cherry, Grubb, and Lytle introduced House Resolution 49:

A HOUSE RESOLUTION honoring farmers and agricultural workers in Indiana on the occasion of Agriculture Week, 2001.

Whereas, Agriculture in Indiana is a large and diverse industry of 65,000 farms containing 15.5 million acres of farmland;

Whereas, Agriculture in Indiana plays a vital role in the economic stability of Indiana, with cash receipts from the sale of all commodities topping \$4.8 billion dollars annually;

Whereas, Indiana currently ranks number one in the nation for production of ducks (1,179,062) and egg-type chicks hatched (70,911,000);

Whereas, During the past decade, Indiana has ranked among the top five states nationally for production of popcorn, tomatoes for processing, soybeans, peppermint, corn for grain, cantaloupe, spearmint, all hogs, ice cream, total eggs produced, chicken excluding broilers, and pig crop, which reveals the great diversity of agriculture in Indiana;

Whereas, During the past decade, Indiana has ranked among the top thirteen states nationally based on market value of agricultural products sold and among the top eleven states nationally based on net cash return from agricultural sales, which reveals the economic savvy of Indiana farmers;

Whereas, During the past decade, Indiana has ranked among the top ten states nationally based on harvested cropland, and among the top 13 states based on number of farms, which reveals the high productivity of Indiana farmers;

Whereas, Farming provided a life-sustaining means for Indiana pioneers to settle in this state, supporting their basic needs and providing the basis for economic development;

Whereas, Indiana farmers continue the proud tradition of our forebears, providing food for those in need throughout the country and the world, and contributing to the economic stability of the state;

Whereas, Indiana farmers are great role models for our youth, as they teach us, on a daily basis, the value of fiscal conservatism, innovative business techniques, and hard work;

Whereas, Indiana's farm families support the traditional values of family life, where each family member contributes honest labor and unconditional support for the family and their life on the farm: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives honors Indiana farmers and agriculture workers during the celebration of Agriculture Week in Indiana, 2001.

SECTION 2. That Indiana farmers and agriculture workers are congratulated and thanked for their many positive contributions to life in Indiana.

SECTION 3. That the Principal Clerk of the Indiana House of Representatives transmit a copy of this resolution to Lieutenant Governor Kernan, the Indiana Department of Agriculture, the Indiana State Fair Board, and Indiana Farm Bureau.

The resolution was read a first time and adopted by voice vote.

ENGROSSED SENATE BILLS ON THIRD READING

Engrossed Senate Bill 121

Representative Weinzapfel called down Engrossed Senate Bill 121 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 415: yeas 90, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 49, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between lines 4 and 5, begin a new paragraph and insert: "SECTION 2. IC 12-17.2-3.1-11, AS ADDED BY P.L.211-1999, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 11. The board shall study the laws governing the regulation of child care and make recommendations to the general assembly concerning changes in the law the board finds are appropriate. Before November 1 of each year, the board shall submit a written report to the legislative council that identifies the board's recommendations and discusses the status of the board's continuing program of study. The board's program of study under this section must include a study of the following topics:

- (1) The need for changes in the scope and degree of child care regulation established by statute or rule, or both.
- (2) The need to reorganize governmental units involved in the regulation of child care facilities to promote effective and efficient child care regulation, including the form that a needed reorganization should take.
- (3) A method for the completion of a statewide needs assessment to determine the availability and projected need for safe and affordable child care.
- (4) The need for programs to meet the needs of Indiana residents if the board determines that safe and affordable child care facilities are not available and easily accessible to Indiana residents.
- (5) The effect of pending and enacted federal legislation on child care in Indiana and the need for statutory changes to qualify for federal child care grants and to comply with federal child care requirements.

(6) The immunization rates at licensed child care centers to determine if children at the centers have received age appropriate immunizations."

Renumber all SECTIONS consecutively.

(Reference is to SB 49 as printed February 14, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Engrossed Senate Bill 67, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

DVORAK, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 83, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 126, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 131, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 160, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 170, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 173, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 7, delete "same" and insert "**receipts and expenditures**".

(Reference is to SB 173 as printed February 9, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 186, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 14, delete "fluorescent" and insert "**fluorescent**".

Page 2, line 2, delete "solid" and insert "substantially".

(Reference is to SB 186 as printed February 7, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 190, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 14, delete "only".

Page 1, line 17, delete "only".

(Reference is to SB 190 as printed March 2, 2001.)
and when so amended that said bill do pass.

Committee Vote: yeas 6, nays 2.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 231, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 10, nays 3.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred Engrossed Senate Bill 255, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 12, nays 0.

LYTLE, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Engrossed Senate Bill 260, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 24, nays 2.

BAUER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 270, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 280, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 13, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to

which was referred Engrossed Senate Bill 300, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 14, nays 0.

KROMKOWSKI, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 308, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 9, strike "(f) This section expires July 1,".

Page 2, line 9, delete "2003.".

Page 2, delete line 40.

(Reference is to SB 308 as reprinted February 2, 2001.)
and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 1.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Environmental Affairs, to which was referred Engrossed Senate Bill 320, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 4-1-8-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. (a) No individual may be compelled by any state agency, board, commission, department, bureau, or other entity of state government (referred to as "state agency" in this chapter) to provide the individual's Social Security number to the state agency against the individual's will, absent federal requirements to the contrary. However, the provisions of this chapter do not apply to the following:

(1) Department of state revenue.

(2) Department of workforce development.

(3) The programs administered by:

(A) the division of family and children;

(B) the division of mental health;

(C) the division of disability, aging, and rehabilitative services; and

(D) the office of Medicaid policy and planning;

of the office of the secretary of family and social services.

(4) Auditor of state.

(5) State personnel department.

(6) Secretary of state, with respect to the registration of broker-dealers, agents, and investment advisors.

(7) The legislative ethics commission, with respect to the registration of lobbyists.

(8) Indiana department of administration, with respect to bidders on contracts.

(9) Indiana department of transportation, with respect to bidders on contracts.

(10) Health professions bureau.

(11) Indiana professional licensing agency.

(12) Indiana department of insurance, with respect to licensing of insurance agents.

(13) A pension fund administered by the board of trustees of the public employees' retirement fund.

(14) The Indiana state teachers' retirement fund.

(15) The state police benefit system.

(b) The bureau of motor vehicles may, notwithstanding this chapter, require the following:

(1) That an individual include the individual's Social Security

number in an application for an official certificate of title for any vehicle required to be titled under IC 9-17.

(2) That an individual include the individual's Social Security number on an application for registration.

(3) That a corporation, limited liability company, firm, partnership, or other business entity include its federal tax identification number on an application for registration.

(c) The Indiana department of administration, the Indiana department of transportation, the health professions bureau, and the Indiana professional licensing agency may require an employer to provide its federal employer identification number.

(d) The department of correction may require a committed offender to provide the offender's Social Security number for purposes of matching data with the Social Security Administration to determine benefit eligibility.

(e) The Indiana gaming commission may, notwithstanding this chapter, require the following:

(1) That an individual include the individual's Social Security number in any application for a riverboat owner's license, supplier's license, or occupational license.

(2) That a sole proprietorship, a partnership, an association, a fiduciary, a corporation, a limited liability company, or any other business entity include its federal tax identification number on an application for a riverboat owner's license or supplier's license.

(f) The department of environmental management may, notwithstanding this chapter, require an applicant for the following to provide the applicant's Social Security number as part of the application:

(1) Accreditation or licensing to engage in asbestos projects under IC 13-17-6, including the following positions:

- (A) Inspector.
- (B) Management planner.
- (C) Project designer.
- (D) Project supervisor.
- (E) Abatement worker.
- (F) Waste disposal manager.
- (G) Asbestos contractor.

(2) Licensing to participate in lead-based paint activities under IC 13-17-14, including the following positions:

- (A) Inspector.
- (B) Risk assessor.
- (C) Project designer.
- (D) Project supervisor.
- (E) Abatement worker.
- (F) Contractor.

A Social Security number provided under this subsection is confidential and is excepted from the disclosure requirements of IC 5-14-3-3 as provided by IC 5-14-3-4(a)(1)."

Page 1, between lines 4 and 5, begin a new paragraph and insert:
"SECTION 3. IC 13-14-11-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) **Except as provided in subsection (d)**, a person required by the department or a board to submit a record that in the person's opinion constitutes a record that is:

- (1) confidential under IC 5-14-3-4(a); or
- (2) permissively excepted under IC 5-14-3-4(b);

may so certify and request that the record be made available only for the use of the department or the boards.

(b) The department shall consider a request made under subsection (a). If the department finds that the record is excepted from disclosure under IC 5-14-3-4(a), the request shall be granted. If the department finds that the record is permissively excepted from disclosure under IC 5-14-3-4(b), the request may be granted.

(c) It is the duty of:

- (1) the person providing the record to ask that any or all of the record be declared excepted from disclosure under IC 5-14-3-4; and
- (2) the commissioner to decide whether the record will be made public, subject to review as provided in IC 4-21-5-5.

(d) A person who is required to provide a Social Security number

as part of an application described in IC 4-1-8-1(f) is not subject to the requirements of subsection (a). A Social Security number provided under IC 4-1-8-1(f) is confidential and excepted from disclosure under IC 5-14-3-4(a)(1)."

Page 1, line 11, delete "Two (2)" and insert "**Four (4)**".

Page 2, line 9, delete "two (2)" and insert "**four (4)**".

Page 2, line 20, after "assessor" insert ";".

Page 2, line 35, delete "two (2)" and insert "**four (4)**".

Page 2, line 37 delete "**periodic**" and insert "**periodic**".

Page 2, line 40, delete ";" and insert "**every two (2) years;**".

Page 6, line 9, after "is" insert "**not**".

Page 6, line 33, delete "." and insert ".".

Page 7, line 20, after "administration;" insert "**and**".

Renumber all SECTIONS consecutively.

(Reference is to SB 320 as printed February 21, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 10, nays 1.

WEINZAPFEL, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Engrossed Senate Bill 357, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 26-1-9.1-109, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 109. (a) Except as otherwise provided in subsections (c) and (d), IC 26-1-9.1 applies to:

- (1) a transaction, regardless of its form, that creates a security interest in personal property or fixtures by contract;
- (2) an agricultural lien;
- (3) a sale of accounts, chattel paper, payment intangibles, or promissory notes;
- (4) a consignment;
- (5) a security interest arising under IC 26-1-2-401, IC 26-1-2-505, IC 26-1-2-711(3), or IC 26-1-2.1-508(5), as provided in IC 26-1-9.1-110;
- (6) a security interest arising under IC 26-1-4-210 or IC 26-1-5.1-118; and
- (7) a transfer of an interest or a claim in a contractual right of a person to receive commissions or other compensation payable by an insurer (as defined in IC 27-1-2-3).

(b) The application of IC 26-1-9.1 to a security interest in a secured obligation is not affected by the fact that the obligation is itself secured by a transaction or interest to which IC 26-1-9.1 does not apply.

(c) IC 26-1-9.1 does not apply to the extent that:

- (1) a statute, regulation, or treaty of the United States preempts IC 26-1-9.1; or
- (2) the rights of a transferee beneficiary or nominated person under a letter of credit are independent and superior under IC 26-1-5.1-114.

(d) IC 26-1-9.1 does not apply to:

- (1) a landlord's lien, other than an agricultural lien;
- (2) a lien, other than an agricultural lien, given by statute or other rule of law for services or materials, but IC 26-1-9.1-333 applies with respect to priority of the lien;
- (3) an assignment of a claim for wages, salary, or other compensation of an employee;
- (4) a sale of accounts, chattel paper, payment intangibles, or promissory notes as part of a sale of the business out of which they arose;
- (5) an assignment of accounts, chattel paper, payment intangibles, or promissory notes that is for the purpose of collection only;
- (6) an assignment of a right to payment under a contract to an assignee that is also obligated to perform under the contract;

- (7) an assignment of a single account, payment intangible, or promissory note to an assignee in full or partial satisfaction of a preexisting indebtedness;
- (8) a transfer of an interest in or an assignment of a claim under a policy of insurance, other than a transfer described in subsection (a)(7), or an assignment by or to a health-care provider of a health-care-insurance receivable and any subsequent assignment of the right to payment, but IC 26-1-9.1-315 and IC 26-1-9.1-322 apply with respect to proceeds and priorities in proceeds;
- (9) an assignment of a right represented by a judgment, other than a judgment taken on a right to payment that was collateral;
- (10) a right of recoupment or set-off, but:
 - (A) IC 26-1-9.1-340 applies with respect to the effectiveness of rights of recoupment or set-off against deposit accounts; and
 - (B) IC 26-1-9.1-404 applies with respect to defenses or claims of an account debtor;
- (11) the creation or transfer of an interest in or lien on real property, including a lease or rents thereunder, except to the extent that provision is made for:
 - (A) liens on real property in IC 26-1-9.1-203 and IC 26-1-9.1-308;
 - (B) fixtures in IC 26-1-9.1-334;
 - (C) fixture filings in IC 26-1-9.1-501, IC 26-1-9.1-502, IC 26-1-9.1-512, IC 26-1-9.1-516, and IC 26-1-9.1-519; and
 - (D) security agreements covering personal and real property in IC 26-1-9.1-604;
- (12) an assignment of a claim arising in tort, other than a commercial tort claim, but IC 26-1-9.1-315 and IC 26-1-9.1-322 apply with respect to proceeds and priorities in proceeds;
- (13) an assignment of a deposit account in a consumer transaction, but IC 26-1-9.1-315 and IC 26-1-9.1-322 apply with respect to proceeds and priorities in proceeds;
- (14) the creation, perfection, priority, or enforcement of a security interest created by the state, another state, or a foreign country, or a governmental unit of the state, another state or a foreign country; or
- (15) a pledge of revenues, other money, or property made under IC 5-1-14-4;
- (16) a claim or right to receive compensation for injuries or sickness as described in 26 U.S.C. 104(a)(1) or (a)(2); or**
- (17) a claim or right to receive benefits under a special need trust as described in 42 U.S.C. 139p(d)(4).**

SECTION 2. IC 26-1-9.1-304, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 304. (a) The local law of a bank's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a deposit account maintained with that bank.

(b) The following rules determine a bank's jurisdiction for purposes of **this part: IC 26-1-9.1-301 through IC 26-1-9.1-342:**

- (1) If an agreement between the bank and the debtor governing the deposit account expressly provides that a particular jurisdiction is the bank's jurisdiction for purposes of IC 26-1, that jurisdiction is the bank's jurisdiction.
- (2) If subdivision (1) does not apply and an agreement between the bank and its customer governing the deposit account expressly provides that the agreement is governed by the law of a particular jurisdiction, that jurisdiction is the bank's jurisdiction.
- (3) If neither subdivision (1) nor subdivision (2) applies, and an agreement between the bank and its customer governing the deposit account expressly provides that the deposit account is maintained at an office in a particular jurisdiction, that jurisdiction is the bank's jurisdiction.
- (4) If none of the preceding subdivisions apply, the bank's jurisdiction is the jurisdiction in which the office identified in an account statement as the office serving the customer's account is located.
- (5) If none of the preceding subdivisions apply, the bank's jurisdiction is the jurisdiction in which the chief executive office

of the bank is located.

SECTION 3. IC 26-1-9.1-305, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 305. (a) Except as otherwise provided in subsection (c), the following rules apply:

- (1) While a security certificate is located in a jurisdiction, the local law of that jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in the certificated security represented thereby.
- (2) The local law of the issuer's jurisdiction as specified in IC 26-1-8.1-110(d) governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in an uncertificated security.
- (3) The local law of the securities intermediary's jurisdiction as specified in IC 26-1-8.1-110(e) governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a security entitlement or securities account.
- (4) The local law of the commodity intermediary's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a commodity contract or commodity account.

(b) The following rules determine a commodity intermediary's jurisdiction for purposes of **this part: IC 26-1-9.1-301 through IC 26-1-9.1-342:**

- (1) If an agreement between the commodity intermediary and commodity customer governing the commodity account expressly provides that a particular jurisdiction is the commodity intermediary's jurisdiction for purposes of IC 26-1, that jurisdiction is the commodity intermediary's jurisdiction.
- (2) If subdivision (1) does not apply, and an agreement between the commodity intermediary and commodity customer governing the commodity account expressly provides that the agreement is governed by the law of a particular jurisdiction, that jurisdiction is the commodity intermediary's jurisdiction.
- (3) If neither subdivision (1) nor subdivision (2) applies, and an agreement between the commodity intermediary and commodity customer governing the commodity account expressly provides that the commodity account is maintained at an office in a particular jurisdiction, that jurisdiction is the commodity intermediary's jurisdiction.
- (4) If none of the preceding subdivisions apply, the commodity intermediary's jurisdiction is the jurisdiction in which the office identified in an account statement as the office serving the commodity customer's account is located.
- (5) If none of the preceding subdivisions apply, the commodity intermediary's jurisdiction is the jurisdiction in which the chief executive office of the commodity intermediary is located.

(c) The local law of the jurisdiction in which the debtor is located governs:

- (1) perfection of a security interest in investment property by filing;
- (2) automatic perfection of a security interest in investment property created by a broker or securities intermediary; and
- (3) automatic perfection of a security interest in a commodity contract or commodity account created by a commodity intermediary.

SECTION 4. IC 26-1-9.1-306, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 306. (a) Subject to subsection (c), the local law of the issuer's jurisdiction or a nominated person's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a letter-of-credit right if the issuer's jurisdiction or nominated person's jurisdiction is a state.

(b) For purposes of **this part: IC 26-1-9.1-301 through IC 26-1-9.1-342**, an issuer's jurisdiction or nominated person's jurisdiction is the jurisdiction whose law governs the liability of the issuer or nominated person with respect to the letter-of-credit right as provided in IC 26-1-5.1-116.

(c) This section does not apply to a security interest that is perfected only under IC 26-1-9.1-308(d).

SECTION 5. IC 26-1-9.1-307, AS ADDED BY P.L.57-2000, SECTION

45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 307. (a) In this section, "place of business" means a place where a debtor conducts its affairs.

(b) Except as otherwise provided in this section, the following rules determine a debtor's location:

(1) A debtor who is an individual is located at the individual's principal residence.

(2) A debtor that is an organization and has only one (1) place of business is located at its place of business.

(3) A debtor that is an organization and has more than one (1) place of business is located at its chief executive office.

(c) Subsection (b) applies only if a debtor's residence, place of business, or chief executive office, as applicable, is located in a jurisdiction whose law generally requires information concerning the existence of a nonpossessory security interest to be made generally available in a filing, recording, or registration system as a condition or result of the security interest's obtaining priority over the rights of a lien creditor with respect to the collateral. If subsection (b) does not apply, the debtor is located in the District of Columbia.

(d) A person that ceases to exist, have a residence, or have a place of business continues to be located in the jurisdiction specified by subsections (b) and (c).

(e) A registered organization that is organized under the law of a state is located in that state.

(f) Except as otherwise provided in subsection (i), a registered organization that is organized under the law of the United States and a branch or agency of a bank that is not organized under the law of the United States or a state are located:

(1) in the state that the law of the United States designates, if the law designates a state of location;

(2) in the state that the registered organization, branch, or agency designates, if the law of the United States authorizes the registered organization, branch, or agency to designate its state of location; or

(3) in the District of Columbia, if neither paragraph (1) nor paragraph (2) applies.

(g) A registered organization continues to be located in the jurisdiction specified by subsection (e) or (f) notwithstanding:

(1) the suspension, revocation, forfeiture, or lapse of the registered organization's status as such in its jurisdiction of organization; or

(2) the dissolution, winding up, or cancellation of the existence of the registered organization.

(h) The United States is located in the District of Columbia.

(i) A branch or agency of a bank that is not organized under the law of the United States or a state is located in the state in which the branch or agency is licensed, if all branches and agencies of the bank are licensed in only one state.

(j) A foreign air carrier under the Federal Aviation Act of 1958, as amended, is located at the designated office of the agent upon which service of process may be made on behalf of the carrier.

(k) This section applies only for purposes of ~~this part~~. **IC 26-1-9.1-301 through IC 26-1-9.1-342."**

Page 2, between lines 16 and 17, begin a new paragraph and insert: "SECTION 7. IC 26-1-9.1-319, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 319. (a) Except as otherwise provided in subsection (b), for purposes of determining the rights of creditors of, and purchasers for value of goods from, a consignee, while the goods are in the possession of the consignee, the consignee has rights and title to the goods identical to those the consignor had or had power to transfer.

(b) For purposes of determining the rights of a creditor of a consignee, law other than this article determines the rights and title of a consignee while goods are in the consignee's possession if, under ~~this part~~, **IC 26-1-9.1-301 through IC 26-1-9.1-342**, a perfected security interest held by the consignor would have priority over the rights of the creditor.

SECTION 8. IC 26-1-9.1-322, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 322. (a) Except as otherwise provided in this section,

priority among conflicting security interests and agricultural liens in the same collateral is determined according to the following rules:

(1) Conflicting perfected security interests and agricultural liens rank according to priority in time of filing or perfection. Priority dates from the earlier of the time a filing covering the collateral is first made or the security interest or agricultural lien is first perfected, if there is no period thereafter when there is neither filing nor perfection.

(2) A perfected security interest or agricultural lien has priority over a conflicting unperfected security interest or agricultural lien.

(3) The first security interest or agricultural lien to attach or become effective has priority if conflicting security interests and agricultural liens are unperfected.

(b) For the purposes of subsection (a)(1):

(1) the time of filing or perfection as to a security interest in collateral is also the time of filing or perfection as to a security interest in proceeds; and

(2) the time of filing or perfection as to a security interest in collateral supported by a supporting obligation is also the time of filing or perfection as to a security interest in the supporting obligation.

(c) Except as otherwise provided in subsection (f), a security interest in collateral which qualifies for priority over a conflicting security interest under IC 26-1-9.1-327, IC 26-1-9.1-328, IC 26-1-9.1-329, IC 26-1-9.1-330, or IC 26-1-9.1-331 also has priority over a conflicting security interest in:

(1) any supporting obligation for the collateral; and

(2) proceeds of the collateral if:

(A) the security interest in proceeds is perfected;

(B) the proceeds are cash proceeds or of the same type as the collateral; and

(C) in the case of proceeds that are proceeds of proceeds, all intervening proceeds are cash proceeds, proceeds of the same type as the collateral, or an account relating to the collateral.

(d) Subject to subsection (e) and except as otherwise provided in subsection (f), if a security interest in chattel paper, deposit accounts, negotiable documents, instruments, investment property, or letter-of-credit rights is perfected by a method other than filing, conflicting perfected security interests in proceeds of the collateral rank according to priority in time of filing.

(e) Subsection (d) applies only if the proceeds of the collateral are not cash proceeds, chattel paper, negotiable documents, instruments, investment property, or letter-of-credit rights.

(f) Subsections (a) through (e) are subject to:

(1) subsection (g) and ~~the other provisions of this part~~; **IC 26-1-9.1-301 through IC 26-1-9.1-342;**

(2) IC 26-1-4-210 with respect to a security interest of a collecting bank;

(3) IC 26-1-5.1-118 with respect to a security interest of an issuer or nominated person; and

(4) IC 26-1-9.1-110 with respect to a security interest arising under IC 26-1-2 or IC 26-1-2.1.

(g) A perfected agricultural lien on collateral has priority over a conflicting security interest in or agricultural lien on the same collateral if the statute creating the agricultural lien so provides.

SECTION 9. IC 26-1-9.1-335, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 335. (a) A security interest may be created in an accession and continues in collateral that becomes an accession.

(b) If a security interest is perfected when the collateral becomes an accession, the security interest remains perfected in the collateral.

(c) Except as otherwise provided in subsection (d), the other provisions of IC 26-1-9.1-301 through IC 26-1-9.1-342 determine the priority of a security interest in an accession.

(d) A security interest in an accession is subordinate to a security interest in the whole which is perfected by compliance with the requirements of a certificate-of-title statute under IC 26-1-9.1-311(b).

(e) After default, subject to ~~subsection (f)~~, **IC 26-1-9.1-601 through IC 26-1-9.1-628**, a secured party may remove an accession

from other goods if the security interest in the accession has priority over the claims of every person having an interest in the whole.

(f) A secured party that removes an accession from other goods under subsection (e) shall promptly reimburse any holder of a security interest or other lien on, or owner, of the whole or the other goods, other than the debtor, for the cost of repair of any physical injury to the whole or the other goods. The secured party need not reimburse the holder or owner for any diminution in value of the whole or the other goods caused by the absence of the accession removed or by any necessity for replacing it. A person entitled to reimbursement may refuse permission to remove until the secured party gives adequate assurance for the performance of the obligation to reimburse."

Page 3, after line 42, begin a new paragraph and insert:

"SECTION 11. IC 26-1-9.1-501, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 501. (a) Except as otherwise provided in subsections (b), ~~and~~ (c), ~~and~~ (d), if the local law of this state governs perfection of a security interest or agricultural lien, the office in which to file a financing statement to perfect the security interest or agricultural lien is:

(1) the office designated for the filing or recording of a record of a mortgage on the related real property, if:

(A) the collateral is as-extracted collateral or timber to be cut; or

(B) the financing statement is filed as a fixture filing and the collateral is goods that are or are to become fixtures; or

(2) the office of the secretary of state, in all other cases, including a case in which the collateral is goods that are or are to become fixtures and the financing statement is not filed as a fixture filing.

(b) The office in which to file a financing statement to perfect a security interest in collateral, including fixtures, of a transmitting utility is the office of the secretary of state. The financing statement also constitutes a fixture filing as to the collateral indicated in the financing statement which is or is to become fixtures.

(c) **Before July 1, 2002, the requirements for perfection of an agricultural lien are as prescribed in the statute establishing the agricultural lien.**

(d) Before July 1, 2002, the office in which to file a financing statement to perfect a security interest ~~or agricultural lien~~ in

(1) equipment used in a farming operation,

(2) a farm product, or

(3) an account or a general intangible arising from or relating to the sale of a farm product by a farmer

is: ~~the office of county recorder in the county of the debtor's location, as determined under IC 26-1-9.1-307.~~

(1) **the office of the county recorder in the county of the debtor's principal residence, if the debtor is an individual with the debtor's principal residence in Indiana;**

(2) **the office of the county recorder in the county of the debtor's place of business, if the debtor is an organization with one (1) place of business in Indiana;**

(3) **the office of the county recorder in the county of the debtor's chief executive office, if the debtor is an organization with two (2) or more places of business in Indiana and the debtor's chief executive office is in Indiana; and**

(4) **the office of the county recorder in the county in which the collateral is located, for equipment used in a farming operation or farm product, or the office of the secretary of state, for an account or a general intangible arising from or relating to the sale of a farm product by a farmer, in all other cases.**

(~~h~~) (e) A financing statement filed under subsection (~~e~~) (d) is effective for five (5) years after the date the financing statement is filed.

(~~e~~) (f) After June 30, 2001, and before July 1, 2002, a financing statement filed under subsection (~~e~~) (d) may be amended only by filing an amendment in the same office of county recorder as the office in which the financing statement being amended was filed.

(~~f~~) (g) After June 30, 2002, a financing statement filed under subsection (~~e~~) (d) may be amended only if a replacement financing

statement is filed in the office of the secretary of state. The replacement financing statement must:

(1) satisfy the requirements of IC 26-1-9.1 for an initial financing statement;

(2) identify the earlier financing statement filed under subsection (~~e~~) (d) by:

(A) indicating the office in which the earlier financing statement was filed; and

(B) providing the dates of filing and file numbers, if any, of:

(i) the earlier financing statement filed under subsection (~~e~~) (d); and

(ii) the most recent amendment filed with respect to the financing statement filed under subsection (~~e~~) (d); and

(3) indicate that the earlier financing statement filed under subsection (~~e~~) (d) remains effective.

(~~g~~) (h) The filing of a replacement financing statement under subsection (~~f~~) (g) is effective as a continuation statement of the earlier financing statement filed under subsection (~~e~~) (d) if it is filed:

(1) after June 30, 2002; and

(2) before the lapse of the earlier financing statement filed under subsection (~~e~~) (d).

The filing of a replacement financing statement under subsection (~~f~~) (g) continues the effectiveness of the earlier financing statement filed under subsection (~~e~~) (d) for five (5) years after the date the replacement financing statement is filed.

(~~h~~) (i) After June 30, 2002, a financing statement filed under subsection (~~e~~) (d) may be terminated: ~~only if:~~

(1) ~~a replacement financing statement is filed under subsection~~

~~(f); and by filing a termination statement in the office in which the initial financing statement has been filed if no replacement financing statement has been filed under subsection (g); or~~

~~(2) a termination statement has been filed that satisfies IC 26-1-9.1-513; by filing a termination statement in the office of the secretary of state if a replacement financing statement has been filed under subsection (g).~~

(~~i~~) (j) After June 30, 2002, a financing statement filed under subsection (~~e~~) (d) may be assigned only if:

(1) a replacement financing statement is filed under subsection (~~f~~) (g); and

(2) an assignment of record is filed that satisfies IC 26-1-9.1-514.

(~~j~~) (k) After June 30, 2002, a financing statement filed under subsection (c) may be amended (for purposes other than continuation, termination, or assignment) only if:

(1) a replacement financing statement is filed under subsection (~~f~~) (g); and

(2) an amendment is filed that satisfies IC 26-1-9.1-512."

Page 5, line 7, after "sufficiency" insert "or effectiveness".

Page 6, between lines 25 and 26 begin a new paragraph and insert: "SECTION 15. IC 26-1-9.1-523, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 523. (a) If a person that files a written record requests an acknowledgment of the filing, the filing office shall send to the person an image of the record showing the number assigned to the record pursuant to IC 26-1-9.1-519(a)(1) and the date and time of the filing of the record. However, if the person furnishes a copy of the record to the filing office, the filing office may instead:

(1) note upon the copy the number assigned to the record pursuant to IC 26-1-9.1-519(a)(1) and the date and time of the filing of the record; and

(2) send the copy to the person.

(b) If a person files a record other than a written record, the filing office shall communicate to the person an acknowledgment that provides:

(1) the information in the record;

(2) the number assigned to the record pursuant to IC 26-1-9.1-519(a)(1); and

(3) the date and time of the filing of the record.

(c) The filing office shall communicate or otherwise make available in a record the following information to any person that requests it:

(1) whether there is on file on a date and time specified by the filing office, but not a date earlier than three (3) business days

before the filing office receives the request, any financing statement that:

(A) designates a particular debtor or, if the request so states, designates a particular debtor at the address specified in the request;

(B) has not lapsed under IC 26-1-9.1-515 with respect to all secured parties of record; and

(C) if the request so states, has lapsed under IC 26-1-9.1-515 and a record of which is maintained by the filing office under IC 26-1-9.1-522(a);

(2) the date and time of filing of each financing statement; and

(3) the information provided in each financing statement.

(d) In complying with its duty under subsection (c), the filing office may communicate information in any medium. However, if requested, the filing office shall communicate information by issuing its written certificate.

(e) The filing office shall perform the acts required by subsections (a) through (d) at the time and in the manner prescribed by filing-office rule, but not later than two (2) business days after the filing office receives the request.

(f) At least weekly, the secretary of state shall offer to sell or license to the public on a nonexclusive basis, in bulk, copies of all records filed in it under ~~this part~~; **IC 26-1-9.1-501 through IC 26-1-9.1-527**, in every medium from time to time available to the filing office.

SECTION 16. IC 26-1-9.1-525, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 525. (a) Except as otherwise provided in subsection (e), the fee for filing and indexing a record under ~~this part~~; **IC 26-1-9.1-501 through IC 26-1-9.1-527**, other than an initial financing statement of the kind described in IC 26-1-9.1-502(c), is:

(1) four dollars (\$4) if the record is communicated in writing and consists of one (1) or two (2) pages;

(2) eight dollars (\$8) if the record is communicated in writing and consists of more than two (2) pages; and

(3) four dollars (\$4) if the record is communicated by another medium authorized by filing-office rule.

(b) Except as otherwise provided in subsection (e), the fee for filing and indexing an initial financing statement of the kind described in IC 26-1-9.1-502(c) is the amount specified in subsection (c), if applicable, plus:

(1) eight dollars (\$8) if the financing statement indicates that it is filed in connection with a public-finance transaction; and

(2) eight dollars (\$8) if the financing statement indicates that it is filed in connection with a manufactured-home transaction.

(c) Except as otherwise provided in subsection (e), if a record is communicated in writing, the fee for each name more than two (2) required to be indexed is one dollar (\$1).

(d) The fee for responding to a request for information from the filing office, including for issuing a certificate showing whether there is on file any financing statement naming a particular debtor, is:

(1) one dollar (\$1) if the request is communicated in writing; and

(2) one dollar (\$1) if the request is communicated by another medium authorized by filing-office rule.

(e) This section does not require a fee with respect to a record of a mortgage which is effective as a financing statement filed as a fixture filing or as a financing statement covering as-extracted collateral or timber to be cut under IC 26-1-9.1-502(c). However, the recording and satisfaction fees that otherwise would be applicable to the record of the mortgage apply.

SECTION 17. IC 26-1-9.1-526, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 526. (a) The secretary of state shall adopt and publish rules to implement IC 26-1-9.1. The filing-office rules must be consistent with IC 26-1-9.1.

(b) To keep the filing-office rules and practices of the filing office in harmony with the rules and practices of filing offices in other jurisdictions that enact substantially ~~this part~~; **IC 26-1-9.1-501 through IC 26-1-9.1-527**, and to keep the technology used by the filing office compatible with the technology used by filing offices in other jurisdictions that enact substantially ~~this part~~; **IC 26-1-9.1-501**

through IC 26-1-9.1-527, the secretary of state, so far as is consistent with the purposes, policies, and provisions of IC 26-1-9.1, in adopting, amending, and repealing filing-office rules, shall:

(1) consult with filing offices in other jurisdictions that enact substantially ~~this part~~; **IC 26-1-9.1-501 through IC 26-1-9.1-527**;

(2) consult the most recent version of the Model Rules promulgated by the International Association of Corporate Administrators or any successor organization; and

(3) take into consideration the rules and practices of, and the technology used by, filing offices in other jurisdictions that enact substantially ~~this part~~; **IC 26-1-9.1-501 through IC 26-1-9.1-527**."

Page 7, between lines 41 and 42 begin a new paragraph and insert: "SECTION 19. IC 26-1-9.1-626, AS ADDED BY P.L.57-2000, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 626. In an action arising from a transaction in which the amount of a deficiency or surplus is in issue, the following rules apply:

(1) A secured party need not prove compliance with the provisions of IC 26-1-9.1-601 through IC 26-1-9.1-628 relating to collection, enforcement, disposition, or acceptance unless the debtor or a secondary obligor places the secured party's compliance in issue.

(2) If the secured party's compliance is placed in issue, the secured party has the burden of establishing that the collection, enforcement, disposition, or acceptance was conducted in accordance with ~~this part~~; **IC 26-1-9.1-601 through IC 26-1-9.1-628**.

(3) Except as otherwise provided in IC 26-1-9.1-628, if a secured party fails to prove that the collection, enforcement, disposition, or acceptance was conducted in accordance with the provisions of IC 26-1-9.1-601 through IC 26-1-9.1-628 relating to collection, enforcement, disposition, or acceptance, the liability of a debtor or a secondary obligor for a deficiency is limited to an amount by which the sum of the secured obligation, expenses, and attorney's fees exceeds the greater of:

(A) the proceeds of the collection, enforcement, disposition, or acceptance; or

(B) the amount of proceeds that would have been realized had the noncomplying secured party proceeded in accordance with the provisions of IC 26-1-9.1-601 through IC 26-1-9.1-628 relating to collection, enforcement, disposition, or acceptance.

(4) For purposes of subdivision (3)(B), the amount of proceeds that would have been realized is equal to the sum of the secured obligation, expenses, and attorney's fees unless the secured party proves that the amount is less than that sum.

(5) If a deficiency or surplus is calculated under IC 26-1-9.1-615(f), the debtor or obligor has the burden of establishing that the amount of proceeds of the disposition is significantly below the range of prices that a complying disposition to a person other than the secured party, a person related to the secured party, or a secondary obligor would have brought."

Page 8, line 31, strike "subsection (c)," and insert "**IC 26-1-9.1-301 through IC 26-1-9.1-342**,".

Page 8, line 38, strike "subsection (c) provides" and insert "**IC 26-1-9.1-301 through IC 26-1-9.1-342 provide**".

Page 9, after line 4, begin a new paragraph and insert:

"SECTION 21. IC 32-7-1-18 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 18. (a) In all cases where a tenant agrees to pay as rent a part of the crop raised on the leased premises, or rent in kind, or a cash rent, the landlord may have a lien on the crop raised under such contract, for the payment of such rent, which lien, if the tenant refuses or neglects to pay or deliver to the landlord such rent when due, may be enforced by sale of such crop in the same manner the lien of a chattel mortgage containing a power to sell.

(b) Any landlord desiring to acquire a lien on the crop raised under such contract, on such leased premises, shall file in the recorder's

office of the county in which such leased premises is located; proper place specified in IC 26-1-9.1-501 at any time thirty (30) days prior to the maturity of such crop, and during the year in which such crop is grown, a financing statement giving notice of his intention to hold a lien upon such crop for the amount of such rent, specifically setting forth the amount claimed and giving a substantial description of the lands on which such crop is being grown sufficiently precise to identify such lands.

(e) ~~The recorder shall record the notice, when presented, in the miscellaneous record book, for which he shall receive fees in accordance with IC 36-2-7-10.~~

(f)(c) All liens so created shall relate to the time of recording filing and shall have priority over all liens suffered or created thereafter. However, this section does not prohibit the tenant, after notice in writing to the landlord or his agent, from removing from such leased premises his own part of said growing crop, and no more than such part, and from also disposing of the same whenever the rent is to be paid in part of the crop raised, and in other cases he may remove not more than one-half (1/2) of the crop growing or matured.

SECTION 22. IC 32-8-33-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 1. The owner or operator of any machine or tools used in threshing or hulling grain or seeds or in the plowing, disking or cultivating of land for the production of crops or in the combining, picking, baling of crops shall have and hold a lien upon such grain or seed threshed or hulled with such machine or upon the crops produced or prepared for market or storage by such plowing, disking, cultivating, combining, baling or picking to secure payment to him by the owner of the crops produced or partially produced by such service as may be agreed upon, and if no charges are agreed upon, then for such charges as may be reasonable for such work. Such owner or operator of such machine shall file in the recorder's office of the county where such work is done proper place specified in IC 26-1-9.1-501 a financing statement giving notice of such lien, which notice shall designate the name of the person for whom such work was done, the amount due for such service, and the particular crops covered by such lien, the place where such crops are located, together with the date on which said work was done, which notice shall be filed within thirty (30) days after the completion of such work, where such work was plowing, disking or cultivating and within ten (10) days after the completion of such work where such work was combining, baling or picking.

In the event the party for whom said work was done desires to sell or deliver the crops, such party shall notify such consignee or purchaser that the account for service of such machine has not been paid, and the lien herein given on said crops shall shift from said crops to the purchase-price thereof in the hands of the purchaser or consignee above specified.

In the event said crops are sold or consigned with the consent and knowledge of the party entitled to a lien thereon, such lien shall not attach to such crops or to the purchase-price thereof unless said party entitled to said lien shall personally notify said purchaser of said lien, Provided, That said sale is made within the ten (10) day period immediately following the date of the performance of such work. This lien may be enforced as other liens are enforced."

Renumber all SECTIONS consecutively.

(Reference is to SB 357 as printed February 23, 2001.) and when so amended that said bill do pass.

Committee Vote: yeas 11, nays 0.

DVORAK, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Engrossed Senate Bill 389, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Page 1, between the enacting clause and line 1, begin a new

paragraph and insert:

"SECTION 1. IC 36-7-26-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. This chapter applies to the following:

(1) A city having a population of more than seventy-five thousand (75,000) but less than ninety thousand (90,000).

(2) A city having a population of more than ninety thousand (90,000) but less than one hundred ten thousand (110,000).

SECTION 2. IC 36-7-26-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 14. (a) Whenever a commission determines that the redevelopment and economic development of an area situated within the commission's jurisdiction may require the establishment of a district, the commission shall cause to be assembled data sufficient to make the determinations required under section 15 of this chapter, including the following:

(1) Maps and plats showing the boundaries of the proposed district.

(2) A complete list of street names and the range of street numbers of each street situated in the proposed district.

(3) A plan for the redevelopment and economic development of the proposed district. The plan must describe the local public improvements necessary or appropriate for the redevelopment or economic development.

(b) For a city described in section 1(2) of this chapter, the proposed district must contain a commercial retail facility with at least five hundred thousand (500,000) square feet, and any distributions from the fund must be used in the area described in subsection (a) or in areas that directly benefit the area described in subsection (a).

SECTION 3. IC 36-7-26-23 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 23. (a) Before the first business day in October of each year, the board shall require the department to calculate the net increment for the preceding state fiscal year. The department shall transmit to the board a statement as to the net increment in sufficient time to permit the board to review the calculation and permit the transfers required by this section to be made on a timely basis.

(b) There is established a sales tax increment financing fund to be administered by the treasurer of state. The fund is comprised of two (2) accounts called the net increment account and the credit account.

(c) On the first business day in October of each year, that portion of the net increment calculated under subsection (a) that is needed:

(1) to pay debt service on the bonds issued under section 24 of this chapter or to pay lease rentals under section 24 of this chapter; and

(2) to establish and maintain a debt service reserve established by the commission or by a lessor that provides local public improvements to the commission;

shall be transferred to and deposited in the fund and credited to the net increment account. Money credited to the net increment account is pledged to the purposes described in subdivisions (1) and (2), subject to the other provisions of this chapter.

(d) On the first business day of October in each year, the remainder of:

(1) eighty percent (80%) of the gross increment; minus

(2) the amount credited to the net increment account on the same date;

shall be transferred and credited to the credit account.

(e) The remainder of:

(1) the gross increment; minus

(2) the amounts credited to the net increment account and the credit account;

shall be deposited by the auditor of state as other gross retail and use taxes are deposited.

(f) A city described in section 1(2) of this chapter may receive not more than fifty percent (50%) of the net increment each year. During the time a district exists in a city described in section 1(2) of this chapter, not more than a total of one million dollars (\$1,000,000) of net increment may be paid to the city described in section 1(2) of this chapter.

(g) The auditor of state shall disburse all money in the fund that

is credited to the net increment account to the commission in equal semiannual installments on November 30 and May 31 of each year.

SECTION 4. IC 36-7-26-24 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 24. (a) The commission may issue bonds, payable in whole or in part, from money distributed from the fund to the commission, to finance a local public improvement under IC 36-7-14-25.1 or may make lease rental payments for a local public improvement under IC 36-7-14-25.2 and IC 36-7-14-25.3. The term of any bonds issued under this section may not exceed twenty (20) years, nor may the term of any lease agreement entered into under this section exceed twenty (20) years. The commission shall transmit to the board a transcript of the proceedings with respect to the issuance of the bonds or the execution and delivery of a lease agreement as contemplated by this section. The transcript must include a debt service or lease rental schedule setting forth all payments required in connection with the bonds or the lease rentals.

(b) On January 15 of each year, the commission shall remit to the treasurer of state the money disbursed from the fund that is credited to the net increment account that exceeds the amount needed to pay debt service or lease rentals and to establish and maintain a debt service reserve under this chapter in the prior year and before May 31 of that year. Amounts remitted under this subsection shall be deposited by the auditor of state as other gross retail and use taxes are deposited.

(c) The commission in a city described in section 1(2) of this chapter may distribute money from the fund only for road, interchange, and right-of-way improvements and for real property acquisition costs in furtherance of the road, interchange, and right-of-way improvements."

Renumber all SECTIONS consecutively.

(Reference is to SB 389 as printed February 6, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 25, nays 0.

BAUER, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Elections and Apportionment, to which was referred Engrossed Senate Bill 395, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 3-8-2-7, AS AMENDED BY P.L.202-1999, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 7. (a) The declaration of each candidate required by this chapter must be signed before a person authorized to administer oaths and contain the following information:

(1) The candidate's name, printed or typewritten as:

(A) the candidate wants the candidate's name to appear on the ballot; and

(B) the candidate's name is permitted to appear on the ballot under IC 3-5-7.

(2) A statement that the candidate is a registered voter and the location of the candidate's precinct and township (or ward and city or town), county, and state.

(3) The candidate's complete residence address, and if the candidate's mailing address is different from the residence address, the mailing address.

(4) A statement of the candidate's party affiliation. **For purposes of this subdivision, a candidate is considered to be affiliated with a political party only if either of the following applies:**

(A) The most recent primary election in which the candidate voted was a primary election held by the party with which the candidate claims affiliation.

(B) The county chairman of:

(i) the political party with which the candidate claims affiliation; and

(ii) the county in which the candidate resides;

certifies that the candidate is a member of the political party.

(5) A statement that the candidate complies with all requirements under the laws of Indiana to be a candidate for the above named office, including any applicable residency requirements, and that the candidate is not ineligible to be a candidate due to a criminal conviction that would prohibit the candidate from serving in the office.

(6) A request that the candidate's name be placed on the official primary ballot of that party to be voted on, the office for which the candidate is declaring, and the date of the primary election.

(7) A statement that the candidate:

(A) is aware of the provisions of IC 3-9 regarding campaign finance and the reporting of campaign contributions and expenditures; and

(B) agrees to comply with the provisions of IC 3-9.

The candidate must separately sign the statement required by this subdivision.

(8) A statement as to whether the candidate has been a candidate for state or local office in a previous primary or general election and whether the candidate has filed all reports required by IC 3-9-5-10 for all previous candidacies.

(9) If the candidate is subject to IC 3-9-1-5, a statement that the candidate has filed a campaign finance statement of organization for the candidate's principal committee or is aware that the candidate may be required to file a campaign finance statement of organization not later than noon seven (7) days after the final date to file the declaration of candidacy under section 11 of this chapter.

(10) The candidate's signature.

(b) The commission shall provide that the form of a declaration of candidacy includes the following information near the separate signature required by subsection (a)(7):

(1) The dates for filing campaign finance reports under IC 3-9.

(2) The penalties for late filing of campaign finance reports under IC 3-9.

(c) A declaration of candidacy must include a statement that the candidate requests the name on the candidate's voter registration record be the same as the name the candidate uses on the declaration of candidacy. If there is a difference between the name on the candidate's declaration of candidacy and the name on the candidate's voter registration record, the officer with whom the declaration of candidacy is filed shall forward the information to the voter registration officer of the appropriate county as required by IC 3-5-7-6(e). The voter registration officer of the appropriate county shall change the name on the candidate's voter registration record to be the same as the name on the candidate's declaration of candidacy."

Page 1, line 15, delete "A" and insert "The".

Page 5, between lines 15 and 16, begin a new paragraph and insert: "SECTION 7. IC 3-11-10-26 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 26. (a) As an alternative to voting by mail, a voter entitled to cast an absentee ballot may vote by absentee ballot before an absentee voter board:

(1) in the office of the circuit court clerk; or

(2) at a satellite office established under section 26.3 of this chapter.

(b) The voter must sign an application on the form prescribed by the commission under IC 3-11-4-5.1 before being permitted to vote. The application must be received by the circuit court clerk not later than the time prescribed by IC 3-11-4-3.

(c) The voter may vote before the board not more than twenty-nine (29) days nor later than noon on the day before election day.

(d) The absentee voter board in the office of the circuit court clerk must permit voters to cast absentee ballots under this section for at least seven (7) hours on each of the two (2) Saturdays preceding election day.

(e) Notwithstanding subsection (d), in a county with a population of less than twenty thousand (20,000), the absentee voter board in the office of the circuit court clerk, with the approval of the county election board, may reduce the number of hours available to cast absentee ballots under this section to a minimum of four (4) hours on each of the two (2) Saturdays preceding election day.

SECTION 8. IC 3-11-10-26.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 26.3. (a) A county election board may adopt a resolution to authorize the circuit court clerk to establish satellite offices in the county where voters may cast absentee ballots before an absentee voter board.**

(b) To be adopted under this section, a resolution must be adopted by the unanimous vote of the board's entire membership.

(c) A resolution adopted under this section must do the following:

- (1) State the locations of the satellite offices.**
- (2) State the hours at which absentee voting may occur at the satellite offices.**

(d) The resolution may contain other provisions the board considers useful.

(e) If a resolution is adopted under this section, the procedure for casting an absentee ballot at a satellite office must, except as provided in this section, be substantially the same as the procedure for casting an absentee ballot in the office of the circuit court clerk."

Page 5, after line 20, begin a new paragraph and insert:

"SECTION 10. IC 36-1-8-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 10. (a) As used in this section, "board" means an administration, agency, authority, board, bureau, commission, committee, council, department, division, institution, office, service, or other similarly designated body of a political subdivision.**

(b) Whenever a law or political subdivision's resolution requires that an appointment to a board be conditioned upon the political affiliation of the appointee, or that the membership of a board not exceed a stated number of members from the same political party, at the time of an appointment either of the following must apply to the appointee: must:

(1) have voted in The most recent primary election in which the appointee voted was a primary election held by the party with which the appointee claims affiliation. or

(2) if The appointee did not vote in the most recent primary election held by the party with which the appointee claims affiliation, be is certified as a member of that party by the party's county chairman for the county in which the appointee resides.

(c) Notwithstanding any other law, if the term of an appointed member of a board expires and the appointing authority does not make an appointment to fill the vacancy, the member may continue to serve on the board for only sixty (60) days after the expiration date of the member's term."

Renumber all SECTIONS consecutively.

(Reference is to SB 395 as reprinted February 9, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 9, nays 1.

KROMKOWSKI, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 441, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Engrossed Senate Bill 444, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

SECTION 1. IC 36-2-13-15.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

1, 2001]: **Sec. 15.3. (a) As used in this section, "lawful detention" has the meaning set forth in IC 35-41-1-18.**

(b) This section applies only:

- (1) to a county having a population of less than six thousand (6,000); and**
- (2) if the legislative body for the county elects by ordinance to implement this section.**

(c) A person who is:

- (1) sentenced under this article for a felony or a misdemeanor;**
- (2) subject to lawful detention in a county jail for a period of more than six (6) hours;**
- (3) not a member of a family that makes less than 150% of the federal income poverty level; and**
- (4) not detained as a child subject to the jurisdiction of a juvenile court;**

shall reimburse the county for the costs described in subsection (d).

(d) A person described in subsection (c) shall reimburse the county for the sum of the following amounts:

(1) The lesser of:

- (A) the per diem amount specified under subsection (e); or**
- (B) fifty dollars (\$50);**

multiplied by each day or part of a day that the person is lawfully detained in a county jail or lawfully detained under IC 35-33-11-3 for more than six (6) hours.

(2) The direct cost of investigating whether the person is indigent.

(3) The cost of collecting the amount for which the person is liable under this section.

(e) The county fiscal body shall fix the per diem described in subsection (d)(1)(A) in an amount that is reasonably related to the average daily cost of housing a person in the county jail. If the county transfers the person to another county or the department of correction under IC 35-33-11-3, the per diem is equal to the per diem charged to the county under IC 35-33-11-5.

(f) The county sheriff shall collect the amounts due from a person under this section in conformity with the procedures specified in the ordinance adopted under subsection (b). If the county sheriff does not collect the amount due to the county, the county attorney may collect the amount due.

SECTION 2. IC 36-2-13-16.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 16.3. (a) If the county legislative body adopts an ordinance electing to implement section 15.3 of this chapter, the county legislative body shall establish a nonreverting county prisoner reimbursement fund.**

(b) All amounts collected under section 15.3 of this chapter must be deposited in the county prisoner reimbursement fund.

(c) Any amount earned from the investment of amounts in the fund becomes part of the fund.

(d) Notwithstanding any other law, upon appropriation by the county fiscal body, amounts in the fund may be used by the county only for:

(1) operating, constructing, repairing, remodeling, enlarging, and equipping:

- (A) a county jail; or**
- (B) a juvenile detention center to be operated under IC 31-31-8 or IC 31-31-9; or**

(2) the costs of care, maintenance, and housing of prisoners, including the cost of housing prisoners in the facilities of another county."

(Reference is to SB 444 as printed on February 9, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

DVORAK, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Engrossed Senate Bill 459, has had the same under consideration and begs leave to report the same back to the House

with the recommendation that said bill do pass.

Committee Vote: yeas 14, nays 0.

C. BROWN, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred Engrossed Senate Bill 475, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 9, nays 0.

STURTZ, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Engrossed Senate Bill 543, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

Committee Vote: yeas 11, nays 0.

STEVENSON, Chair

Report adopted.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Engrossed Senate Bill 574, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, line 6, after "subsection." insert "**However, the board shall accept and consider any supplements or amendments to any previous statements from the victim or the victim's relatives or friends.**".

(Reference is to SB 574 as printed February 9, 2001.)

and when so amended that said bill do pass.

Committee Vote: yeas 12, nays 0.

DVORAK, Chair

Report adopted.

OTHER BUSINESS ON THE SPEAKER'S TABLE

Referrals to Ways and Means

The Speaker announced, pursuant to House Rule 127, that Engrossed Senate Bills 160, 255, and 459 had been referred to the Committee on Ways and Means.

HOUSE MOTION

Mr. Speaker: I move that Representative Becker be added as cosponsor of Engrossed Senate Bill 126.

HASLER

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Scholer be added as cosponsor of Engrossed Senate Bill 170.

CROSBY

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative Kruzan be removed as sponsor of Engrossed Senate Bill 171, Representative Klinker be substituted as sponsor, and Representative Kruzan be added as cosponsor.

KRUZAN

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Denbo and Ulmer be added as cosponsors of Engrossed Senate Bill 255.

STURTZ

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representative V. Smith be added as cosponsor of Engrossed Senate Bill 300.

KROMKOWSKI

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that Representatives Herndon, Duncan, and Mellinger be added as cosponsors of Engrossed Senate Bill 444.

BISCHOFF

Motion prevailed.

Pursuant to House Rule 60, committee meetings were announced.

On the motion of Representative Goodin the House adjourned at 1:40 p.m., this twenty-first day of March, 2001, until Monday, March 26, 2001, at 1:00 p.m.

JOHN R. GREGG

Speaker of the House of Representatives

LEE ANN SMITH

Principal Clerk of the House of Representatives